



**General Motors Corporation  
Legal Staff**

**Facsimile**  
**(248)267-4286**

**Telephone**  
**(313) 665-4883**

EPA Region 5 Records Ctr.



380442

May 5, 2006

**VIA EXPRESS MAIL**

Mike Rafati  
U.S. EPA – Region 5  
Remedial Enforcement Support Section SR-6J  
77 West Jackson Boulevard  
Chicago, IL 60604

RE: South Dayton Dump and Landfill Site, Moraine, OH  
Follow-up Request for Information and General Notice  
Of Potential Liability – GM Response

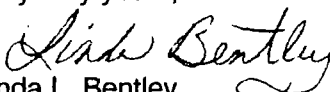
Dear Mr. Rafati:

Enclosed is General Motors Corporation's (GM) response to Follow-up Request for Information and issued by U.S. EPA on March 16, 2006. I appreciate your consideration in allowing GM an extension of time to respond due to my being out of the office for two weeks.

In response to the General Notice of Potential Liability, GM is willing to negotiate any alleged potential liability at this Site with U.S. EPA and other potentially responsible parties (PRPs). Since receipt of U.S. EPA's March 16 letter, GM has been in discussions with other PRPs at this site.

I will be the GM contact for this site. Please continue to send any correspondence or information to me at the address shown below. My email address is Linda.L.Bentley@gm.com.

Very truly yours,

  
Linda L. Bentley  
Legal Assistant

Enclosure

General Motors Corporation Response  
Supplemental 104(e) Request for Information  
South Dayton Dump, Moraine, OH

May 5, 2006

Part I – Locations owned by GM

NOTE:

Plant 2	4100 Springboro Pike, Moraine Formerly Frigidaire Division of GM, then GM Moraine Engine Building has been demolished and is now a new vehicle parking area for GM Vehicle Distribution.
Plant 3	2601 Springboro Pike, Moraine (2601 W. Stroop Rd. is correct address. Streets intersect.) Formerly Frigidaire Division of GM Currently GM Moraine Assembly plant
Plant 4	3600 Dryden Road, Moraine Formerly Delco Air, Frigidaire Div of GM Building has been demolished and the land is now vacant.
Plant 5	Springboro Pike (South of Plant 2) Formerly Frigidaire Division of GM, then GM Moraine Engine Building has been demolished and is now a new vehicle parking area for GM Vehicle Distribution Center.

All of the above listed locations are part of the overall GM Moraine Complex. GM sold the Frigidaire business unit to White-Westinghouse in 1978. GM retained the above properties.

1. Prepared by: Linda L. Bentley, Legal Assistant  
General Motors Corporation  
M.C. 482-C24-D24  
300 Renaissance Center  
Detroit, MI 48243

Persons consulted:

Ed R. Beckley, Sr. Environmental Engineer, GM Moraine Assembly Complex  
Pamela Barnett, Environmental Engineer, GM Moraine Assembly Complex  
Holley Hanes, Sr. Environmental Engineer, GM Moraine Assembly Complex  
Pat Miller, Purchasing, GM  
Fred Rindhage, GM Worldwide Facilities Group, Remediation, Pontiac, MI  
Vince Festa, Retired Environmental Engineer, Moraine Engine Plant  
Dave Kloppenburg, Retired Environmental Engineer, Moraine Assembly

2. Based on a reasonable investigation of existing Purchasing, Engineering and Environmental records related to the GM Moraine Complex no documents relevant to the South Dayton Dump were found. Copies of Annual Hazardous Waste Reports filed with Ohio 1989-1995 are attached as Exhibit A.
3. None known for GM-owned locations.

4. Based on a reasonable investigation GM has no documentation or information that any of the above listed facilities arranged for disposal or treatment or arranged for transportation for disposal or treatment of waste materials including hazardous substances at the South Dayton Dump. Environmental Engineers indicated in response #1 above would be knowledgeable about the generation, use, treatment, storage disposal or other handling of waste material(s) at the GM Moraine Complex.
5. Based on a reasonable investigation GM has no documentation or information that any of the above listed facilities arranged for disposal or treatment or arranged for transportation for disposal or treatment of waste materials including hazardous substances at the South Dayton Dump.
6. Based on a reasonable investigation GM has no documentation or information that any of the above listed facilities arranged for disposal or treatment or arranged for transportation for disposal or treatment of waste materials including hazardous substances at the South Dayton Dump.
7. Based on a reasonable investigation GM has no documentation or information that any of the above listed facilities arranged for disposal or treatment or arranged for transportation for disposal or treatment of waste materials including hazardous substances at the South Dayton Dump.
8. Based on a reasonable investigation GM has no documentation or information that any of the above listed facilities arranged for disposal or treatment or arranged for transportation for disposal or treatment of waste materials including hazardous substances at the South Dayton Dump.
9. Based on a reasonable investigation GM has no documentation or information that any of the above listed facilities arranged for disposal or treatment or arranged for transportation for disposal or treatment of waste materials including hazardous substances at the South Dayton Dump. During the relevant time period, it is the recollection of retirees and long time current employees (those with more than 30 years with GM) consulted that Waste Management hauled most waste from the Moraine assembly and engine plants because the plants did not own trucking equipment that could leave the GM site. It is the recollection of these same individuals that the predominant landfills used during the relevant time period were Cardington Road and Pinnacle Road through Waste Management. Please see Exhibit A documents for names of hazardous waste haulers and disposal/reclaim/recycle facilities used.
10. Based on a reasonable investigation GM has no documentation or information that any of the above listed facilities arranged for disposal or treatment or arranged for transportation for disposal or treatment of waste materials including hazardous substances at the South Dayton Dump.
11. GM has no general liability insurance coverage that would cover any matters concerning the South Dayton Dump.
12. Based on a reasonable investigation GM has no documentation or information that any of the above listed facilities arranged for disposal or treatment or arranged for transportation for disposal or treatment of waste materials including hazardous substances at the South Dayton Dump.

## Part II – Locations No Longer Owned by GM

Response to Items listed on second page of EPA's letter of March 16.

NOTE:        2701 Home Avenue  
                 Last owner known to GM - Delphi Corporation

                 1420 Wisconsin Blvd.  
                 Last owner known to GM - Delphi Corporation

                 3100 Needmore Road  
                 Last owner known to GM - Delphi Corporation

                 300 Taylor Street  
                 Last owner known to GM - Peerless Transportation Group  
                 Last known operator known to GM - Peerless and the City of Dayton

1.      Contact for Delphi Corporation:

Mark Hester, Esq.  
Delphi Automotive Corporation  
5825 Delphi Drive  
M/C 480-410-166  
Troy, MI 48098  
248-813-1472

2.      Delphi was spun off from GM in 1999. Please see documents attached as Exhibit B. GM has no information or documentation related to the facilities beyond spin off date.

Please see document attached as Exhibit C related to Peerless.

3.      The separation of Delphi from GM was undertaken by certain agreements including a Master Separation Agreement and an Environmental Matters Agreement. GM has not been given permission to disclose the specific terms of those agreements. However, the following information has been made publicly available by Delphi and may be shared:

"These agreements generally became effective as of January 1, 1999 and provide for, among other things, the transfer from GM to Delphi of those assets comprising the business of Delphi and the assumption by Delphi of those liabilities relating to its business..."

"In addition, with respect to liability for offsite waste disposal, GM will retain responsibility for sites where GM's liability is known or alleged prior to January 1, 1999, except that [Delphi] will be responsible for any wastes Delphi contributes to these sites after January 1, 1999. At other waste disposal sites, GM's and Delphi's respective liability will be allocated based on each party's respective contribution of wastes to such sites. In particular, GM's liability will be based on contributions from the facilities it retains and any other facility owned or operated by GM, except the facilities transferred to [Delphi]. Delphi's liability will be based on contributions from the facilities transferred to [Delphi] and any other facility owned or operated by Delphi."

Quotes taken from Delphi Automotive Systems Corporation, Type S-1A, Amendment 5. Filed with SEC on February 2, 1999, Registration No. 333-67333. Please see Exhibit B included with this response.

Documents relating to the sale to Peerless are still being investigated. This response will be updated if relevant documents are located.